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From: Phone:

Jennifer M. McCallum Ph.D., Esq.

Fav.

303-828-0655 303-828-2938

Fax: E. Mail:

jmccallum@mccallumlaw.net

Re:

U.S. Patent Application No. 10/772,853

Our Ref. 007189-05

Pages: 14 (including fax cover page)

Attached for filing in the above referenced application are:

1. Amendment And Response Under 37 CFR 1.111 (13 pages)

Thank you for your assistance.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

6536 Confirmation No. Sandgaard, et al. In re Application of: Group Art Unit: 3762 Serial No.: 10/772,853 Greene, D. Examiner: Filed: February 5, 2004 007189-05 Attorney Docket: For: **ELECTROMYOGRAM-**TRIGGERED NEUROMUSCULAR STIMULATION DEVICE AND **METHOD** 

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, along with any other document referred to as being attached or enclosed, is being filed via facsimile to facsimile number 571-273-8300 addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

0 4.25 2005 Date

Marilyn J. Morris

Commissioner for Patents P.O. Box 1450

Alexandria, Virginia 22313-1450

## AMENDMENT AND RESPONSE 37 C.F.R. 1.111

Dear Sir:

This Amendment and Response is filed in response to the Office Action mailed from the USPTO August 10, 2005. It is believed that no fee is currently due. In the event that a fee is deemed necessary, the undersigned authorizes the charge to be applied to Deposit Account No. 50-2679.

Claim amendments begin on Page 2.

Remarks begin on Page 16.

Please reconsider the Application as follows:

Page 1 of 13

Attorney Docket Number: 007189-05

US Serial No: 10/772,853